

Article - Environment

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§6-302.

(a) A person who violates any provision of § 6-301 of this subtitle is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or imprisonment not exceeding 30 days or both.

(b) (1) A person who violates § 6-303 of this subtitle or any regulation adopted under § 6-303 of this subtitle is subject to an administrative penalty of up to \$250 per violation, not exceeding \$10,000.

(2) The administrative penalty under this subsection shall be assessed with consideration given to:

(i) The willfulness of the violation and the extent to which the violation was known to the violator but uncorrected by the violator;

(ii) The extent to which the violation resulted in actual harm to human health;

(iii) The nature and degree of injury to or interference with general welfare and health; and

(iv) The extent to which the current violation is part of a recurrent pattern of the same or similar type of violation committed by the violator.

(c) Each day a violation continues constitutes a separate offense under this section.

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